AN ACT concerning the Kansas law enforcement training act; relating to
the central registry; records contained in the registry; amending K.S.A.
2017 Supp. 74-5611a and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2017 Supp. 74-5611a is hereby amended to read as
follows: 74-5611a. (a) (1) The commission shall establish and maintain a
central registry of all Kansas police officers or law enforcement officers.
(2) The purpose of the registry is to be a resource for all agencies who
appoint or elect police or law enforcement officers to use when reviewing
employment applications of such officers. The registry shall be made
available only to those agencies who appoint or elect police or law
enforcement officers. Include all records received or created by the
commission pursuant to this section and all records related to violations of
the Kansas law enforcement training act, including, but not limited to,
records of complaints received or maintained by the commission.
(3) All records contained in the registry are confidential and shall not
be disclosed pursuant to the Kansas open records act, except such records
may be disclosed as provided in subsections (a)(4) and (a)(5). The
provisions of this paragraph shall expire on July 1, 2023, unless the
legislature reviews and reenacts this provision pursuant to K.S.A. 45-229,
and amendments thereto, prior to July 1, 2023.
(4) Records contained in the registry may be disclosed:
(A) To an agency that certifies, appoints or elects police or law
enforcement officers;
(B) to the person who is the subject of the information, but the
commission may require disclosure in such a manner as to prevent
identification of any other person who is the subject or source of the
information;
(C) in any proceeding conducted by the commission in accordance
with the Kansas administrative procedure act, or in an appeal of an order
of the commission entered in a proceeding, or to a party in such
proceeding or that party's attorney;
(D) to a municipal, state or federal licensing, regulatory or
enforcement agency with jurisdiction over acts or conduct similar to acts
or conduct that would constitute grounds for action under this act; or
(E) to the director of police training when such disclosure is relevant to the exercise of the authority granted in K.S.A. 74-5604a(b), and amendments thereto.

(5) The following records may be disclosed to any person pursuant to the Kansas open records act:

(A) A recording containing only:
   (i) A police or law enforcement officer's name;
   (ii) the name of a police or law enforcement officer's current employer;
   (iii) the police or law enforcement officer's dates of employment with the police or law enforcement officer's current employer;
   (iv) the name of previous law enforcement employers and the dates of employment with each employer;
   (v) a summary of the trainings completed by the police or law enforcement officer as reported to the commission; and
   (vi) the status of the police or law enforcement officer's certification under this act;

(B) statewide summary data without personally identifiable information;

(C) any written order or agreement regarding the censure, reprimand, or the ordering of a condition, suspension, revocation or denial of certification of a person as a police officer or law enforcement officer;

(D) any records submitted during a hearing regarding the censure, reprimand or the ordering of a condition, suspension, revocation or denial of certification of a person as a police officer or law enforcement officer;

(E) any written or electronic transcript of a hearing regarding the censure, reprimand or other ordering of a condition, suspension, revocation or denial of certification of a person as a police officer or law enforcement officer.

(6) The provisions of K.S.A. 45-221(a), and amendments thereto, shall apply to any records disclosed pursuant to subsection (a)(4) or (a)(5).

(b) The director shall provide forms for registration and shall refuse any registration not submitted on such form in full detail.

(c) Within 30 days of appointment, election or termination, every city, county and state agency, every school district and every community college shall submit the name of any person appointed or elected to or terminated from the position of police officer or law enforcement officer within its jurisdiction.

(d) Upon termination, the agency head shall include a report explaining the circumstances under which the officer resigned or was
terminated. Such termination report shall be available to the terminated officer and any law enforcement agency to which the terminated officer later applies for a position as a police officer or law enforcement officer. The terminated officer may submit a written statement in response to the termination and any such statement shall be included in the registry file concerning such officer. The director shall adopt a format for the termination report.

(e) The agency, agency head and any officer or employee of the agency shall be absolutely immune from civil liability:

(1) For the report made in accordance with subsection (d); and

(2) when responding in writing to a written request concerning a current or former officer from a prospective law enforcement agency of that officer for the report made in accordance with subsection (d) and for the disclosure of such report.

Sec. 2. K.S.A. 2017 Supp. 74-5611a is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.